

1                   UNITED STATES DISTRICT COURT  
2                   SOUTHERN DISTRICT OF OHIO  
3                   EASTERN DIVISION  
4                   - - - - -  
5     TRAVELODGE HOTELS, INC., :  
6                   Plaintiff, :  
7     vs.                 :CASE NO.C-1-01-784  
8                   GOPAL GOVAN, :  
9                   Defendant, :  
10                  vs.         :  
11                  CINCINNATI TRAVELODGE, :  
12                  Third-Party Defendant.:  
13

DEPONENT: GOPAL GOVAN

VOLUME I

WEDNESDAY JANUARY 29, 2003

9:00 a.m.

REPORTED BY:

24 ANGELA S. BERENS



CIN-TEL CORPORATION

1 A. Uh-huh.  
 2 Q. So you would agree with me 24 days  
 3 after the termination of the property you had not  
 4 deidentified. correct?  
 5 A. Apparently not.

6 (THEREUPON. Plaintiff's Exhibit No. 15  
 7 was marked for identification.)  
 8 BY MS. OLIVER:

9 Q. Mr. Govan, what's now been handed to  
 10 you as Exhibit 15 is another Post Termination  
 11 Obligations Checklist. If you could please tell me  
 12 what the date is on this.

13 A. October 30th.

14 Q. Of what year?

15 A. 2001.

16 Q. Thank you. And on this first page  
 17 it's representing that with respect to the primary  
 18 sign you have removed that. Billboard to change name  
 19 has been removed. You've stopped answering the phone  
 20 Travelodge.

21 The only thing in the first item that  
 22 still remains is your failure to return confidential  
 23 operations manuals and reservation equipment. Is  
 24 that correct? I'm looking at the first page, I'm

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1 the tag on the back of the door. There is a  
 2 Travelodge logo. correct?  
 3 MR. HOUSTON: I'll object. If you can  
 4 tell.  
 5 Q. Can you tell?  
 6 A. It seems to be that way.  
 7 Q. How about on the phone, can you tell  
 8 if there is a Travelodge logo on the phone?  
 9 A. Yeah. It looks like there is one on  
 10 there.  
 11 Q. Mr. Govan, do you know what revenue at  
 12 the facility between the time period of August 2nd,  
 13 2001 and the date of this inspection on 10/30/2001?  
 14 A. No, I don't.  
 15 Q. Is that something we could find out?  
 16 A. We could find out.  
 17 Q. If you could please find out that  
 18 information and provide that information to  
 19 Mr. Houston.  
 20 (Off the record.)

GOPAL GOVAN

(Deposition continued in progress  
 concluded at 4:00 p.m.)

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1 sorry, in that top section.  
 2 A. Uh-huh.  
 3 Q. The items that are marked yes means  
 4 that you have deidentified. The items marked no  
 5 means you have not. The only thing identified there  
 6 is the returned confidential operations manuals and  
 7 reservation equipment, correct?

8 A. Returned confidential operations  
 9 manuals and reservation equipment.

10 Q. That wasn't returned, correct?

11 MR. HOUSTON: I'm going to object to  
 12 the extent we haven't established that he  
 13 received this document at any time.

14 A. I don't know nothing about the  
 15 manuals.

16 Q. You don't know whether they were  
 17 returned or not, correct?

18 A. No. I don't know where they are.

19 Q. Looking at the photographs on the next  
 20 page, it appears that the primary sign has been  
 21 covered up, correct?

22 A. Yes.

23 Q. It appears that the items that remain  
 24 to be covered or removed are in the photos showing

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#### 1 CERTIFICATE

2 STATE OF OHIO:

SS:

3 COUNTY OF BUTLER:

4 I, Angela S. Berens, the undersigned, a duly  
 5 qualified and commissioned notary public in and for the  
 6 State of Ohio, do hereby certify that before the  
 7 giving of his deposition, the within named GOPAL  
 8 GOVAN was by me first duly sworn to testify the  
 9 truth, the whole truth and nothing but the truth;  
 10 that the foregoing pages constitute a transcript of  
 11 testimony given at said time and place by said  
 12 deponent; that said deposition was taken by me in  
 13 stenotypy and transcribed under my supervision; that  
 14 I am neither a relative of nor attorney for any of  
 15 the parties to this cause, nor relative of nor  
 16 employee of any of their counsel, and have no  
 17 interest whatsoever in the result of this action. I  
 18 also have no financial interest under a contract as  
 19 defined in Civil Rule 28(D).

20 IN WITNESS WHEREOF, I hereunto set my hand  
 21 and official seal of office at Fairfield, Ohio, this  
 22 16th day of February, 2003.

23 MY COMMISSION EXPIRES: ANGELA S. BERENS  
 24 DECEMBER 2, 2004 NOTARY PUBLIC-STATE OF OHIO

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